

TRANSMITTAL FORM

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		Application Number	10/616,697
		Filing Date	July 9, 2003
		First Named Inventor	Michael Bennett, et al.
		Art Unit	1632
		Examiner Name	
Total Number of Pages in This Submission		Attorney Docket Number	020714-001120US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Townsend and Townsend and Crew LLP Joseph R. Snyder	Reg. No. 39,381
Signature		
Date	March 11, 2004	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Judith Cotham		
Signature		Date	March 11, 2004

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Attorney Docket No.: 020714-001120US

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March 11, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Julie Cott

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michael J. Bennett, et al.

Application No.: 10/616,697

Filed: July 9, 2003

For: METHOD FOR NUCLEIC ACID
TRANSFECTION OF CELLS

Examiner:

Art Unit: 1632

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

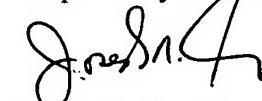
Also enclosed is a copy of the Search/Examination report corresponding to the European application.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Joseph R. Snyder
Reg. No. 39,381

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60152129 v1



Substitute for form PTO-149A/PTO				Complete if Known	
				Application Number	10/616,697
				Filing Date	July 9, 2003
				First Named Inventor	
				Art Unit	1632
				Examiner Name	
Sheet	1	of		Attorney Docket Number	020714-001120US

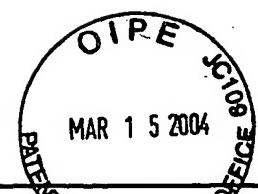
U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-			
	AB	US-			
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	AU	WO	96 37194		11/28/96	Somatix Therapy		<input type="checkbox"/>
	AV	WO	99 60149		11/25/99	Univ Iowa		<input type="checkbox"/>
	AW	WO	97 40679		11/06/97	Imarx Pharm		<input type="checkbox"/>
	AX							<input type="checkbox"/>
	AY							<input type="checkbox"/>
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60152129 v1



Substitute for form 1449B PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete If Known	
Sheet	2	of		Application Number	10/616,697
				Filing Date	July 9, 2003
				First Named Inventor	
				Art Unit	1632
				Examiner Name	
				Attorney Docket Number	020714-001120US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	BC	KEJNOVSKY EDUARD ET AL.; "Millimolar concentrations of zinc and other metal cations cause sedimentation of DNA; Nucleic Acids Research; December 1, 1998; Vol. 26, no. 23, pages 5295-5299; Oxford University Press	
	BD	NIEDZINSKI, OLSON, CHEN, UDOVE, NANTZ, TSENG, BOLAFFI, BENNETT; "Zinc Enhancement of Nonviral Salivary Gland Transfection"; Molecular Therapy, March 2003; Vol. 7, No. 3, pages 396-400	
	BE	NIEDZINSKI, CHEN, OLSON, PARKER, PARK, UDOVE, SCOLLAY, McMAHON, BENNETT; "Enhanced systemic transgene expression after nonviral salivary gland transfection using a novel endonuclease inhibitor/DNA formulation; Gene Therapy Dec. 2003, vol. 10, no. 26, pages 2133-2138; Nature Publishing Group	
	BF	PICHON CHANTAL et al.; "Zinc improves gene transfer mediated by DNA/cationic polymer complexes"; The Journal of Gene Medicine; September 2002, Vol. 4, no. 5, pages 548-559.	
	BG		
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